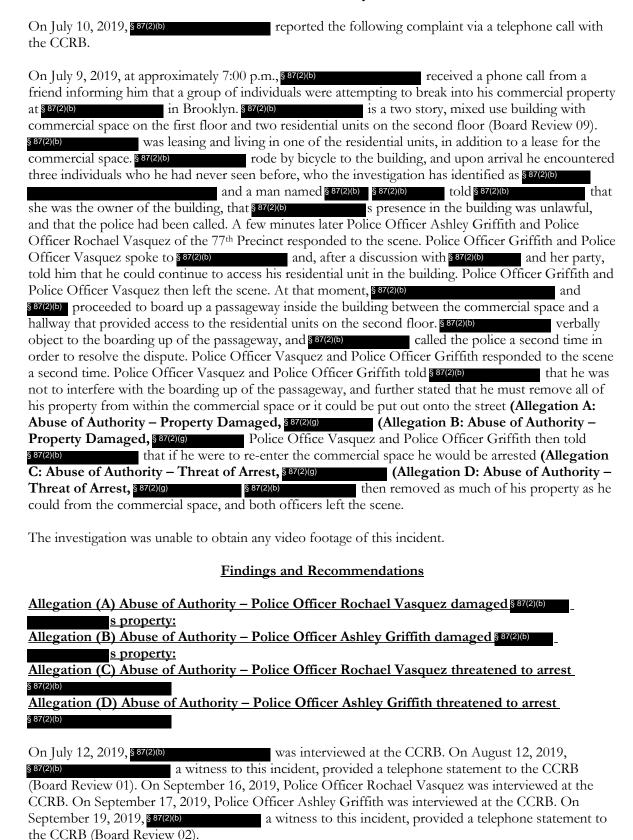
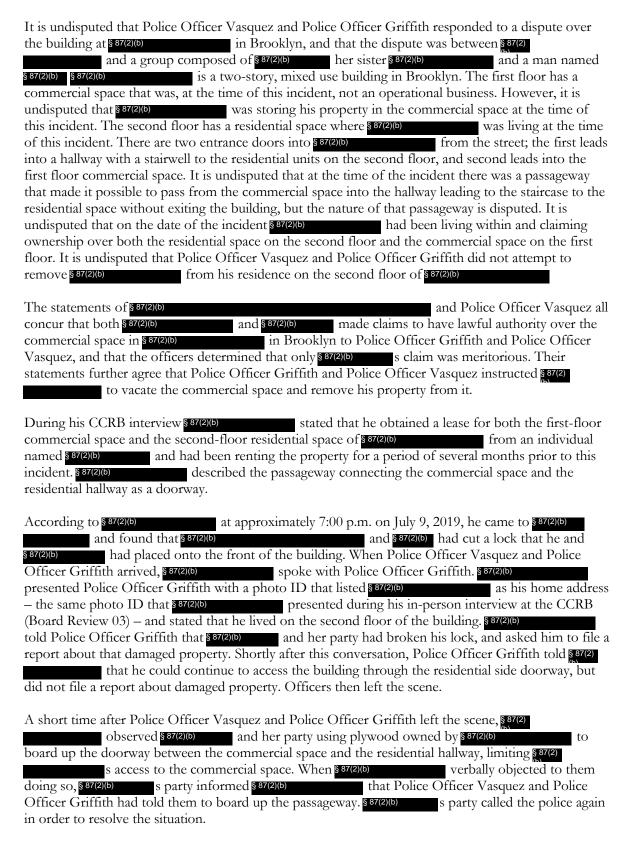
CCRB INVESTIGATIVE RECOMMENDATION

Investigator:		Team:	CCRB Case #:	Force	☐ Discourt.	U.S.
Matthew Donaghy		Squad #2	201906017	✓ Abuse	O.L.	☐ Injury
Incident Date(s)		Location of Incident:		Precinct:	18 Mo. SOL	EO SOL
Tuesday, 07/09/2019 7:00 PM		§ 87(2)(b)		77	1/9/2021	8/26/2021
Date/Time CV Reported		CV Reported At:	How CV Reported:	Date/Time	Received at CCI	RB
Wed, 07/10/2019 11:32 AM		CCRB	Phone	Wed, 07/1	0/2019 11:32 AN	1
Complainant/Victim	Type	Home Addre	ess			
Witness(es) Home Address						
Subject Officer(s)	Shield	TaxID	Command			
1. POM Ashley Griffith	19021	958654	077 PCT			
2. POM Rochael Vasquez	10909	960049	077 PCT			
Officer(s)	Allegation	on		Inve	estigator Recon	nmendation
A.POM Rochael Vasquez	Abuse: Police Officer Rochael Vasquez damaged §87(2)(b)					
B.POM Ashley Griffith	s property. Abuse: Police Officer Ashley Griffith damaged § 87(2)(b) s property.					
C.POM Rochael Vasquez	Abuse: Police Officer Rochael Vasquez threatened to arrest \$87(2)(b)					
D.POM Ashley Griffith	Abuse: Police Officer Ashley Griffith threatened to arrest					

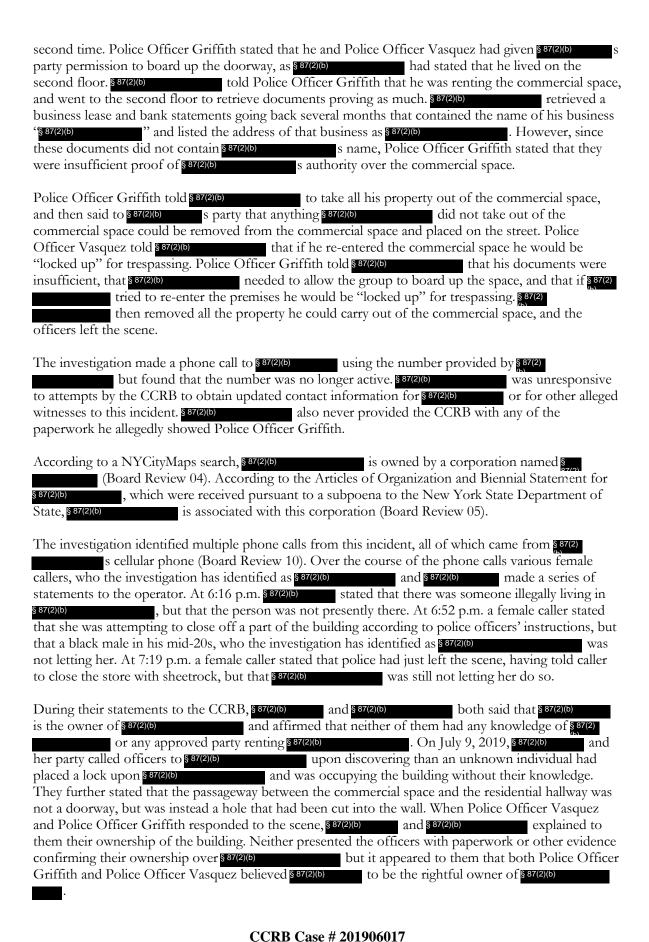
Case Summary

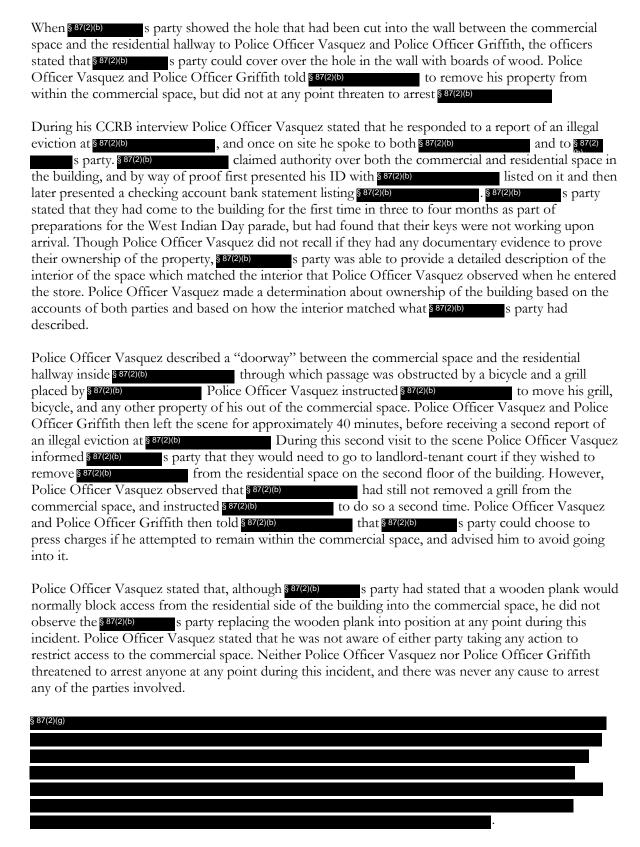


CCRB Case # 201906017



At approximately 7:40 p.m. Police Officer Vasquez and Police Officer Griffith arrived on scene for the





New York State Penal Law 140.05 (Board Review 06) states that a person is guilty of trespass when

Page 4

they knowingly enter or remain unlawfully in or upon premises. The determination of whether one enters and remains unlawfully hinges on the question of whether the person is licensed and privileged to be on the premises.

§ 87(2)(g)	

Patrol Guide Procedure No. 214-13 (Board Review 11) details the role that NYPD officers are to take in situations related to an ongoing civil dispute. It makes clear that the only role officers are to have in such cases is the preservation of the peace and prevention of the commission of a crime. In a situation such as this, where there is a complicated civil dispute, the Patrol Guide dictates that officers are not to take enforcement action. Further, Patrol Guide Procedure No. 214-13 states that even in situations where one of the parties in a civil suit is subject to a court mandated eviction, landlords are explicitly not permitted to place property from a premises onto the sidewalk, as a vehicle must be on the scene and all property be loaded into it immediately.

§ 87(2)(g)	
	_

Civilian and Officer CCRB Histories

- This is the first CCRB complaint to which \$87(2)(b) has been a party (Board Review 07). \$87(2)(b)
- Police Officer Ashley Griffith has been a member of service for four years and has been the subject of nine CCRB cases and 37 allegations, none of which were substantiated. § 87(2)(9)
- Police Officer Rochael Vasquez has been a member of service for four years and has been the subject of eleven CCRB cases and 27 allegations, of which one was substantiated:
 - # 201906017, involved a substantiated vehicle stop allegation against Police Officer Vasquez. The Board recommended Formalized Training, and the NYPD imposed no penalty.

○ § 87(2)(g

Mediation, Civil and Criminal Histories

- \$87(2)(b) declined to mediate this complaint.
- [§ 87(2)(b)] [§§ 86(1)(3)&(4)] [§ 87(2)(c)]
- On December 20, 2019, the Office of the New York City Comptroller replied to a FOIL request for any notice of claim related to this incident by stating that they had been unable to locate any such document (Board Review 12).

Squad No.: 2			
Investigator:	Signature	Print Title & Name	Date
Squad Leader:	Signature	Print Title & Name	Date
Reviewer:	Signature	Print Title & Name	 Date